

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

v.

NEIL PHILLIPS,

Defendant.

Case No. 22-CR-138 (RA)

**Oral Argument Requested**

**DECLARATION OF SEAN HECKER IN SUPPORT OF  
DEFENDANT NEIL PHILLIPS' MOTION TO DISMISS**

I, SEAN HECKER, declare as follows:

1. I am a Partner in the law firm of Kaplan Hecker & Fink LLP and counsel for Neil Phillips in the above-captioned action.

2. I respectfully submit this declaration in connection with the Memorandum of Law in Support of Defendant Neil Phillips' Motion to Dismiss (the "Motion").

3. Attached hereto as **Exhibit A** is a true and correct copy of Bank-2's "letter agreement" with Glen Point Master Fund dated October 30, 2017.<sup>1</sup>

In accordance with 28 U.S.C. § 1746, I hereby declare under penalty of perjury that the foregoing is true and correct.

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<sup>1</sup> Exhibit A is referenced in the Indictment at ¶¶ 13, 24.

Executed at: New York, New York  
April 28, 2023



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